IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE C.N.RAMACHANDRAN NAIR

TUESDAY, THE 20TH MARCH 2007 / 29TH PHALGUNA 1928

WP(C).No. 32043 of 2004(M)

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PETITIONER:

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MAJITHA D/O. SUBAIDA,
KUZHIVILA VEEDU, POOVAR ROAD,
BALARAMAPURAM, THIRUVANANTHAPURAM.

BY ADV. SRI.G.SUDHEER

RESPONDENTS:

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1. THE SUPERINTENDENT OF POLICE,
THIRUVANANTHAPURAM DISTRICT (RURAL),
THIRUVANANTHAPURAM.

2. SUN INSPECTOR OF POLICE,
BALARAMAPURAM POLICE STATION, BALARAMAPURAM.

3. SAKRI HUSSAIN S/O. ABUBAKKER,
CHALIVILA VEEDU, POOVAR ROAD, VAZHIMUKKU,
BALARAMAPURAM P.O., THIRUVANANTHAPURAM.

4. SALIM S/O ABUBAKKER, COUNCILOR,
NEYYATTINKARA MUNICIPALITY, NEAR WATER TANK,
ARALUMOODU, THALAYIL DESOM, BALARAMAPURAM P.O.,
THIRUVANANTHAPURAM.

5. AYOOB S/O. ABUBAKKER, A.KUTTY MOTORS,
KALLAMBALAM, BALARAMAPURAM P.O.,
THIRUVANANTHAPURAM.

6. ETHIRIS S/O. SADIQUE, DRIVER, KSRTC.,
POPULAR, VAZHIMUKKU JUNCTION, POOVAR ROAD,
BALARAMAPURAM P.O., THIRUVANANTHAPURAM.

R1&2 BY G.P. SMT.R.BINDU

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ORDERS ON 20/03/2007, THE COURT ON 20/03/2007 DELIVERED THE FOLLOWING:

C.N.RAMACHANDRAN NAIR, J.

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W.P.(C) No.32043 of 2004

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Dated this the 20th day of March, 2007.

JUDGMENT

The W.P. is filed for direction to the first respondent to order reinvestigation of the complaint filed by the petitioner against 4th respondent. The Government Pleader reported that there was complaint and counter-complaint by petitioner and contesting respondents. However, Police found on enquiry that petitioner's complaint is bogus and the case of the contesting respondent is tenable and crime is accordingly registered against the petitioner and her husband and case is pending as CC 800/2004 before the Judicial First Class Magistrate, Neyyattinkara. I do not think there is any scope for ordering fresh investigation in the matter. It is open to the petitioner to redress her grievance before the Magistrate Court.

C.N.RAMACHANDRAN NAIR
Judge

pms